

CINDY A. COHN (SBN 145997)
 cindy@eff.org
 MARCIA HOFMANN (SBN 250087)
 marcia@eff.org
 HANNI FAKHOURY (SBN 252629)
 hanni@eff.org
 ELECTRONIC FRONTIER FOUNDATION
 454 Shotwell Street
 San Francisco, CA 94110
 Telephone: (415) 436-9333
 Fax: (415) 436-9993 (fax)

Attorneys for *Amicus Curiae*
 Electronic Frontier Foundation

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

FACEBOOK, INC.,

Plaintiff,

v.

POWER VENTURES, INC.,

Defendant.

Case No. 5:08-cv-05780 JW

**[PROPOSED] ORDER GRANTING
 MOTION FOR LEAVE TO FILE BRIEF
 OF *AMICUS CURIAE* ELECTRONIC
 FRONTIER FOUNDATION IN SUPPORT
 OF DEFENDANT POWER VENTURES'
 MOTION FOR SUMMARY JUDGMENT
 ON COUNT 1 (CAN-SPAM ACT,
 15 U.S.C. § 7704) AND UNDER
 CALIFORNIA PENAL CODE § 502 AND
 THE COMPUTER FRAUD AND ABUSE
 ACT**

Date: January 23, 2012
 Time: 9:00 a.m.
 Courtroom 9, 19th Floor
 Hon. Judge James Ware

1 Before the Court is the Electronic Frontier Foundation's motion for leave to file an amicus
2 curiae brief in support of defendant Power Venture's Motion for Summary Judgment and in
3 opposition to plaintiff Facebook's Corrected Motion for Partial Summary Judgment on Count 1
4 (CAN-SPAM Act, 15 U.S.C. § 7704) and Motion for Partial Summary Judgment Under California
5 Penal Code § 502 and the Computer Fraud and Abuse Act, 18 U.S.C. § 1030.
6

7 Having considered the papers, the parties' responses thereto, and good cause appearing, it is
8 hereby **ORDERED** that the Electronic Frontier Foundation's motion for leave to file its amicus
9 curiae brief is **GRANTED**. It is **FURTHER ORDERED** that the Electronic Frontier Foundation
10 may participate in the hearing scheduled before this Court on January 23, 2012.
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12 **IT IS SO ORDERED.**
13

14 DATED: _____
15 United States Chief District Judge
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CERTIFICATE OF SERVICE

I hereby certify that on January 17, 2012, I electronically filed the foregoing document with the Clerk of the Court, using the CM/ECF system, which will send notification of such filing to the counsel of record in this matter who are registered on the CM/ECF system.

Executed on January 17, 2012, in San Francisco, California.

/s/ Marcia Hofmann

Marcia Hofmann